

**United States Bankruptcy Court
Central District of California
Riverside
Judge Scott Clarkson, Presiding
Courtroom 126 Calendar**

Wednesday, January 19, 2022

Hearing Room 126

10:00 AM

6:20-14798 Ben Clymer's The Body Shop Perris Inc.

Chapter 11

#1.20

Hrg. on Emergency motion Randolph Ben Clymers Emergency Motion For Stay Pending Appeal From The Order Granting The Motion For Order (A) Authorizing Sale Of Real Property (Vacant Lot Located On Southwest Corner Of Kalmia St. And Hayes Ave. In The City Of Murrieta), Free And Clear Of Liens, Claims And Encumbrances; And (B) Approving Overbid Procedures, Or, Alternatively, For Stay Pending Decision By The Federal Circuit On Stay Pending Appeal
(Motion filed 1/17//22)
(OST entered 1/18/22)

EH__

ORDER BY ATTORNEY_____

ORDER BY CHAMBERS_____

GRANTED: _____ **BY DEFAULT** _____ **DENIED:** _____

GRANTED IN PART and DENIED IN PART _____

WITH PREJUDICE _____ **WITHOUT PREJUDICE** _____

CONT'D. TO: _____

STATUS REPORT DUE: _____

WITHDRAWN: _____

SUPPLEMENTAL PLEADINGS DUE: _____

OBJ SUSTAINED: _____ **OBJ OVERRULED:** _____

TAKEN UNDER SUBMISSION: _____

**United States Bankruptcy Court
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Wednesday, January 19, 2022

Hearing Room 126

10:00 AM

CONT... Ben Clymer's The Body Shop Perris Inc.

Chapter 11

Tentative Ruling:

Tentative for 1/19/22:

Virtual appearances are required. The courtroom will be locked; parties will not be permitted to appear in the courtroom. The hearing will take place using Zoom for Government, a free service that provides audioconference and videoconference capabilities.

Participants may connect to the videoconference through an Internet browser by entering the Videoconference URL shown below, as well as the meeting ID and password, when prompted.

Videoconference URL: <https://cacb.zoomgov.com/j/1609868466>

Meeting ID: 160 986 8466

Password: 190384

If a participant is unable to send and receive audio through his/her computer, or join the videoconference through an Internet browser for any reason, the audio of the hearing may be accessed by telephone using the following audio conference information:

Audioconference Tel. No.: +1 (669) 254 5252 or +1 (646) 828 7666

Meeting ID: 160 986 8466

Password: 190384

For further details, please consult the instructions on the Court's website <https://www.cacb.uscourts.gov/judges/honorable-scott-c-clarkson>.

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**United States Bankruptcy Court
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Wednesday, January 19, 2022

Hearing Room 126

10:00 AM

CONT... **Ben Clymer's The Body Shop Perris Inc.**
hearing.

Chapter 11

As noted in the Court's Zoom Video Hearing Guide, located at <https://www.cacb.uscourts.gov/node/7890>, all persons are strictly prohibited from making any recording of court proceedings, whether by video, audio, "screenshot," or otherwise. Violation of this prohibition may result in the imposition of monetary and non-monetary sanctions.

Party Information

Debtor(s):

Ben Clymer's The Body Shop Perris

Represented By
Robert M Yaspan
Raymond H. Aver

Movant(s):

Randolph Ben Clymer

Represented By
Fahim Farivar

Trustee(s):

Todd A. Frealy (TR)

Represented By
Monica Y Kim
Levene, Neale, Bender, Rankin & Brill L.L.P.
Carmela Pagay
David B Golubchik
Todd A. Frealy

**United States Bankruptcy Court
Central District of California
Santa Ana
Judge Scott Clarkson, Presiding
Courtroom 5C Calendar**

Wednesday, January 19, 2022

Hearing Room

5C

10:00 AM

8:18-12384 Eric Abraham Sandoval

Chapter 7

#1.00

Hearing RE: Trustee's Final Report And Applications For Compensation And Reimbursement Of Expenses
(Final Report filed 12/16/2021)

[RE: JEFFREY I. GOLDEN - Chapter 7 Trustee]

[Fees: \$750.00; Expenses: \$0.00]

[RE: HAHN FIFE & COMPANY, LLP - Accountant For Chapter 7 Trustee]

[Fees: \$1,000.00; Expenses: \$0.00]

Docket 66

Tentative Ruling:

Tentative for 1/19/22 is to APPROVE, pursuant to the clarifications contained in Trustee's supplemental declaration filed January 13, 2022 [Dk. 70].

Note: This matter appears to be uncontested. Accordingly, no court appearance by Trustee is required. Should an opposing party file a late opposition or appear at the hearing, the Court will determine whether further hearing is required and Trustee will be so notified.

The courtroom will be locked; parties wishing to make an appearance must do so by Zoom for Government, a free service that provides audioconference capabilities, using the following information.

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Meeting ID: 160 986 8466

Password: 190384

Parties making telephonic appearances are reminded to have all relevant

**United States Bankruptcy Court
Central District of California
Santa Ana
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Wednesday, January 19, 2022

Hearing Room

5C

10:00 AM

CONT... **Eric Abraham Sandoval**

Chapter 7

filings/information easily accessible during the hearing.

Trustee to lodge an order within seven (7) days.

Party Information

Debtor(s):

Eric Abraham Sandoval

Represented By
Donald A Green

Trustee(s):

Jeffrey I Golden (TR)

Pro Se

**United States Bankruptcy Court
Central District of California
Santa Ana
Judge Scott Clarkson, Presiding
Courtroom 5C Calendar**

Wednesday, January 19, 2022

Hearing Room

5C

10:00 AM

8:17-13506 John Richard Garcia

Chapter 7

#1.10

Hearing RE: Trustee's Final Report And Applications For Compensation And Reimbursement Of Expenses
(Final Report filed 12/20/2021)

[RE: WENETA M.A. KOSMALA - Chapter 7 Trustee]

[Fees: \$16,018.75; Expenses: \$139.38]

[RE: WEILAND GOLDEN GOODRICH LLP - Attorneys For Chapter 7 Trustee]

[Fees: \$40,535.30; Expenses: \$621.10]

[RE: HAHN FIFE & COMPANY - Accountant For Chapter 7 Trustee]

[Fees: \$1,000.00; Expenses: \$0.00]

Docket 79

Tentative Ruling:

Tentative for 1/19/22 is to APPROVE as requested.

Note: This matter appears to be uncontested. Accordingly, no court appearance by Trustee is required. Should an opposing party file a late opposition or appear at the hearing, the Court will determine whether further hearing is required and Trustee will be so notified.

The courtroom will be locked; parties wishing to make an appearance must do so by Zoom for Government, a free service that provides audioconference capabilities, using the following information.

Audioconference Tel. No.: +1 (669) 254 5252 or +1 (646) 828 7666

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**United States Bankruptcy Court
Central District of California
Santa Ana
Judge Scott Clarkson, Presiding
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Wednesday, January 19, 2022

Hearing Room

5C

10:00 AM

CONT... John Richard Garcia

Chapter 7

Parties making telephonic appearances are reminded to have all relevant filings/information easily accessible during the hearing.

Trustee to lodge an order within seven (7) days.

Party Information

Debtor(s):

John Richard Garcia

Represented By
Raymond J Bulaon

Trustee(s):

Weneta M.A. Kosmala (TR)

Represented By
Reem J Bello
Jeffrey I Golden
Erin P Moriarty

**United States Bankruptcy Court
Central District of California
Santa Ana
Judge Scott Clarkson, Presiding
Courtroom 5C Calendar**

Wednesday, January 19, 2022

Hearing Room

5C

11:00 AM

8:17-12887 Dana Kim Shelton

Chapter 7

Adv#: 8:18-01006 Richard A. Marshack, Chapter 7 Trustee, v. Larson et al

#2.00

CONT'D STATUS CONFERENCE Hearing RE: Status Of Appeal RE:
Complaint: (1) To Determine The Validity, Priority, And Extent Of Liens;
(2) Objecting To Daniel Keith Larson And Erin Ellen Larson [Claim No. 3] Filed
On December 21, 2017; (3) To Surcharge Lienholders For The Expenses
Necessary To Preserve Collateral Securing Their Claims; And (4) Damages For
Violations Of Section 807 Of The FDCPA, 15 U.S.C. Section 1692e
(Complaint filed 1/9/18) (PTC set at S/C held 3/8/18)
(S/C set per Order Entered 10-9-18)

FR: Advanced from 4-18-18; 9-19-18; 12-5-18; 2-20-19; 2-27-19; 3-20-19;
5-15-19; 8-14-19; 12-18-19; advanced from 3-18-20; 3-11-20; 7-15-20; 12-2-20;
4-7-21; 8-4-21; 10-13-21

Docket 1

Tentative Ruling:

Tentative for 1/19/22:

This matter is CONTINUED to April 27, 2022, at 11:00 a.m. If the case has
not been dismissed, a status report is due 14 days in advance.

Plaintiff may file whatever he deems appropriate regarding settlement and
case dismissal by not later than March 18, 2022.

Appearances for the 1/19 hearing are excused.

Tentative for 10/13/21:

This matter is CONTINUED to January 19, 2022, at 11:00 a.m. If the case
has not been dismissed, a status report is due 14 days in advance.

**United States Bankruptcy Court
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5C

11:00 AM

CONT... Dana Kim Shelton

Chapter 7

Appearances for the 10/13 hearing are excused.

Tentative for 8/4/21:

This matter is CONTINUED to October 13, 2021, at 11:00 a.m. If all appeals have not been completed and the case has not been dismissed, a status report is due 14 days in advance.

Appearances for the 8/4 hearing are excused.

Tentative for 4/7/21:

This matter is CONTINUED to August 4, 2021, at 1:30 p.m. If all appeals have not been completed and the case has not been dismissed, a status report is due 14 days in advance.

Appearances for the 4/7 hearing are excused.

Tentative for 12/2/20 is to CONTINUE to April 7, 2021, at 1:30 p.m. If all appeals have not been completed and the case has not been dismissed, a status report is due 14 days in advance.

Appearances for the 12/2 hearing are excused.

Tentative for 7/15/20 is to CONTINUE to December 2, 2020, at 11:00 a.m. If all appeals have not been completed and the case has not been dismissed, a status report is due 14 days in advance.

Appearances for the 7/15 hearing are excused.

Tentative for 3/11/20:

**United States Bankruptcy Court
Central District of California
Santa Ana
Judge Scott Clarkson, Presiding
Courtroom 5C Calendar**

Wednesday, January 19, 2022

Hearing Room

5C

11:00 AM

CONT... Dana Kim Shelton

Chapter 7

This matter is CONTINUED to July 15, 2020, at 11:00 a.m. If all appeals have not been completed and the case has not been dismissed, a status report is due 14 days in advance.

Appearances are excused

Tentative for 12/18/19:

This matter is CONTINUED to March 18, 2020, at 11:00 a.m. If all appeals have not been completed and the case has not been dismissed, a status report is due 14 days in advance.

Appearances are excused

Tentative for 8/14/19:

This matter is CONTINUED to December 18, 2019, at 11:00 a.m. If all appeals have not been completed and the case has not been dismissed, a status report is due 14 days in advance.

Appearances are excused.

Tentative for 5/15/19:

This matter is CONTINUED to August 14, 2019, at 10:00 a.m., as a holding date to allow resolution of any issues related to the appeal of the Order Approving Settlement between Trustee and Peter Kote.

If all appeals have not been completed and the case has not been dismissed, a status report is due 14 days in advance.

Appearances are excused.

Party Information

**United States Bankruptcy Court
Central District of California
Santa Ana
Judge Scott Clarkson, Presiding
Courtroom 5C Calendar**

Wednesday, January 19, 2022

Hearing Room

5C

11:00 AM

CONT... Dana Kim Shelton

Chapter 7

Debtor(s):

Dana Kim Shelton

Represented By
Christopher P Walker

Defendant(s):

Daniel Keith Larson

Pro Se

Erin Ellen Larson

Pro Se

Peter Kote

Pro Se

BANK OF AMERICA, N.A

Represented By
E. Christine Hehir

Plaintiff(s):

Richard A. Marshack, Chapter 7

Represented By
Misty A Perry Isaacson

Trustee(s):

Richard A Marshack (TR)

Represented By
Misty A Perry Isaacson

**United States Bankruptcy Court
Central District of California
Santa Ana
Judge Scott Clarkson, Presiding
Courtroom 5C Calendar**

Wednesday, January 19, 2022

Hearing Room

5C

11:00 AM

8:18-10969 Luminance Recovery Center, LLC

Chapter 7

Adv#: 8:19-01048 Marshack v. Queen Funding LLC

#3.00

CONT'D PRE-TRIAL CONFERENCE Hearing RE: First Amended Complaint
For:

- (1) Avoidance Of Preferential Transfers Pursuant To 11 U.S.C. Section 547;
 - (2) Avoidance Of Fraudulent Transfers Pursuant To 11 U.S.C. Section 548(a)(1)(B);
 - (3) Avoidance And Recovery Of Fraudulent Transfers Pursuant To 11 U.S.C. Section 544 And California Civil Code Sections 3439.04(a)(2) And 3439.05;
 - (4) Recovery Of Property Pursuant To 11 U.S.C. Section 550;
 - (5) Preservation Of Avoided Transfers Pursuant To 11 U.S.C. Section 551;
 - (6) Disallowance Of Claims Pursuant To 11 U.S.C. Section 502(d);
 - (7) Turnover Of Property Of The Estates Pursuant To 11 U.S.C. Section 542;
 - (8) Fraud;
 - (9) Equitable Subordination Of Claims Pursuant To 11 U.S.C. Section 510(c);
- And
- (10) Declaratory Relief; And
 - (11) Usury
- (Complaint filed 3/20/19)
(Another Summons issued 6/27/19)
(First Amended Complaint filed 9/13/19)
(PTC set at S/C held 11/6/19)
(PTC converted to S/C per Order Entered 6/24/2020 (docket no. [24])
(PTC set per Order Entered 12/28/20, - (docket no. [79])

FR: 6/26/19; 9-18-19; 11-6-19 at 10:00 a.m.; 11-6-19; 5-27-20; 7-1-20 at 10:00 a.m.; 6-30-21; 9-1-21; 11-3-21

Docket 31

***** VACATED *** REASON: OFF CALENDAR PER ORDER
GRANTING REQUEST TO DISMISS ADVERSARY CASE WITH
PREJUDICE AND VACATE HEARINGS AND DEADLINES ENTERED 1-
14-2022 - (DOCKET NO. [108])**

Tentative Ruling:

- NONE LISTED -

**United States Bankruptcy Court
Central District of California
Santa Ana
Judge Scott Clarkson, Presiding
Courtroom 5C Calendar**

Wednesday, January 19, 2022

Hearing Room

5C

11:00 AM

CONT... Luminance Recovery Center, LLC

Chapter 7

Party Information

Debtor(s):

Luminance Recovery Center, LLC

Represented By
Jeffrey I Golden
Beth Gaschen

Defendant(s):

Queen Funding LLC

Represented By
Gene W Rosen

Plaintiff(s):

Richard A. Marshack

Represented By
Jeffrey I Golden
Beth Gaschen
Ryan W Beall
Faye C Rasch

Trustee(s):

Richard A Marshack (TR)

Represented By
D Edward Hays
David Wood
Kyra E Andrassy
Jeffrey I Golden
Beth Gaschen
Matthew Grimshaw
M Douglas Flahaut
Annie Y Stoops
Judith E Marshack
Sharon Oh-Kubisch
Faye C Rasch
Robert S Marticello
Laila Masud

**United States Bankruptcy Court
Central District of California
Santa Ana
Judge Scott Clarkson, Presiding
Courtroom 5C Calendar**

Wednesday, January 19, 2022

Hearing Room

5C

11:00 AM

8:18-13311 Ruby's Diner, Inc., a California corporation

Chapter 7

#4.00

CONT'D Hearing RE: First And Final Fee Application For Allowance Of Fees And Costs For The Period From December 2, 2019 Through And Including September 1, 2021.

[RE: Ruby's Diner, Inc. - ONLY]

(Application filed 11/24/2021)

[RE: DE NOVO LEGAL PC - Intellectual Property Counsel For Debtor And Chapter 7 Trustee]

[Fees: \$25,325.00; Expenses: \$4,284.05]

FR: 12-15-21

Docket 1154

Tentative Ruling:

Tentative for 1/19/22 is to APPROVE as requested.

Note: This matter appears to be uncontested. Accordingly, no court appearance by Movant is required. Should an opposing party file a late opposition or appear at the hearing, the Court will determine whether further hearing is required and Movant will be so notified.

The courtroom will be locked; parties wishing to make an appearance must do so by Zoom for Government, a free service that provides audioconference capabilities, using the following information.

Audioconference Tel. No.: +1 (669) 254 5252 or +1 (646) 828 7666

Meeting ID: 161 608 0223

Password: 437507

Parties making telephonic appearances are reminded to have all relevant

**United States Bankruptcy Court
Central District of California
Santa Ana
Judge Scott Clarkson, Presiding
Courtroom 5C Calendar**

Wednesday, January 19, 2022

Hearing Room

5C

11:00 AM

CONT... **Ruby's Diner, Inc., a California corporation**
filings/information easily accessible during the hearing.

Chapter 7

Movant to lodge an order within seven (7) days.

Tentative for 12/15/21 is to CONTINUE to January 19, 2022 at 11:00 a.m., to allow Applicant to provide supplemental information by not later than January 5, 2022.

Applicant's supplement should contain a fulsome breakdown of compensation requested by project category.

Further, a portion of the fees relate to pre-conversion efforts by the Applicant on behalf of the then chapter 11 debtor. However, debtor never sought approval for Applicant's employment while in chapter 11. Applicant's supplement must fully brief the issue of whether this Court has authority to approve the portion of its fee application which relates to pre-conversion fees in the absence of Court approval of its employment.

Appearances for the 12/15 hearing are excused.

Party Information

Debtor(s):

Ruby's Diner, Inc., a California

Represented By
William N Lobel
Jeffrey P Nolan

Trustee(s):

Richard A Marshack (TR)

Represented By
Laila Masud
D Edward Hays
Tinho Mang
Christopher Dale Beatty

**United States Bankruptcy Court
Central District of California
Santa Ana
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Courtroom 5C Calendar**

Wednesday, January 19, 2022

Hearing Room

5C

11:00 AM

8:18-13617 Ian G. Winterbotham

Chapter 7

Adv#: 8:20-01121 Marshack v. Ashley Furniture Industries, Inc.

#5.00

CONT'D PRE-TRIAL CONFERENCE Hearing re: Complaint for (1) Avoidance And Recovery Of Preferential Transfers; (2) Preservation Of Preferential Transfers, And; (3) Disallowance Of Claims [11 U.S.C. Sections 547, 550, 551 And 502(d)]
(Complaint filed 8/19/2020)
(PTC set at S/C held 4/28/2021)

FR: 11-4-20; 2-17-21; 4-28-21; 10-20-21

Docket 1

***** VACATED *** REASON: OFF CALENDAR PER ORDER ON STIPULATION BETWEEN PARTIES TO VOLUNTARILY DISMISS ADVERSARY PROCEEDING AND TAKE PENDING PRE-TRIAL CONFERENCE OFF CALENDAR ENTERED 10-29-2021 - (DOCKET NO. [41])**

Tentative Ruling:

- NONE LISTED -

Party Information

Debtor(s):

Ian G. Winterbotham

Represented By
Michael D Franco

Defendant(s):

Ashley Furniture Industries, Inc.

Represented By
Jonathon J. Herzog

Joint Debtor(s):

Bree C. Winterbotham

Represented By
Michael D Franco

**United States Bankruptcy Court
Central District of California
Santa Ana
Judge Scott Clarkson, Presiding
Courtroom 5C Calendar**

Wednesday, January 19, 2022

Hearing Room

5C

11:00 AM

CONT... Ian G. Winterbotham

Chapter 7

Plaintiff(s):

Richard A Marshack

Represented By
Larry D Simons

Trustee(s):

Richard A Marshack (TR)

Represented By
Larry D Simons

**United States Bankruptcy Court
Central District of California
Santa Ana
Judge Scott Clarkson, Presiding
Courtroom 5C Calendar**

Wednesday, January 19, 2022

Hearing Room

5C

11:00 AM

8:19-12414 Charles S Zahedi

Chapter 7

Adv#: 8:19-01190 Murray v. Zahedi

#6.00

STATUS CONFERENCE RE: Complaint To Determine Debt Nondischargeable
Pursuant To 11 U.S.C. Sections 523(a)(2) And (6)
(Complaint filed 9/20/19)
(PTC set at S/C held 12/18/19)
(Trial set at S/C held 8-18-21)
(S/C set at Trial held 11/15/2021)

FR: 12-18-19; 7-1-20; 10-7-20; 2-17-21; 3-10-21; 5-12-21; 5-19-21; 7-14-21;
8-4-21; 8-18-21; 11-15-21

Docket 1

Tentative Ruling:

Tentative for 1/19/22:

A trial was held on November 15, 2021. The parties settled on the record, and this status conference was put in place to monitor progress toward negotiating and finalizing the terms of settlement. Per the status report filed January 6, 2022 [Dk. 80], settlement efforts have stalled.

Plaintiff and Defendant, and their respective counsels, should appear and be prepared to explain the recent efforts undertaken to negotiate and finalize the settlement.

Virtual appearances are required. The courtroom will be locked; parties will not be permitted to appear in the courtroom. The hearing will take place using Zoom for Government, a free service that provides audioconference and videoconference capabilities.

Participants may connect to the videoconference through an Internet browser by entering the Videoconference URL shown below, as well as the meeting ID and password, when prompted.

**United States Bankruptcy Court
Central District of California
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Judge Scott Clarkson, Presiding
Courtroom 5C Calendar**

Wednesday, January 19, 2022

Hearing Room

5C

11:00 AM

CONT...

Charles S Zahedi

Chapter 7

Videoconference URL: <https://cacb.zoomgov.com/j/1616080223>

Meeting ID: 161 608 0223

Password: 437507

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Meeting ID: 161 608 0223

Password: 437507

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Please note that default matters may be called prior to the videoconference, so there may be a slight delay to the official start time of the videoconference hearing.

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Tentative for 11/15/21:

Personal appearances required in Courtroom 5C.

**United States Bankruptcy Court
Central District of California
Santa Ana
Judge Scott Clarkson, Presiding
Courtroom 5C Calendar**

Wednesday, January 19, 2022

Hearing Room

5C

11:00 AM

CONT... Charles S Zahedi

Chapter 7

Tentative for 8/18/21 is to APPROVE the pre-trial stipulation, and set the matter for trial on March 15, 2022, at 10:00 a.m.

Additionally, the Court is inclined to conduct the trial utilizing the trial by declaration procedures posted on its website. Trial briefs and exhibits shall be due 14 days prior to trial, and declaration testimony shall be due 21 days prior to trial.

Virtual appearances are required.

Tentative for 12/18/19:

The Court is inclined to set the following dates/deadlines:

1. Discovery cutoff: April 15, 2020. Note: this is the date by which all discovery motions must be heard and resolved.
2. Motion cutoff: May 30, 2020. Note: this is the date by which all non-discovery motions must be heard and resolved.
3. Pretrial conference: July 1, 2020 at 11:00 a.m.

The parties are specifically advised to cooperate and follow all local and federal rules. The failure to do so may result in the imposition of monetary and non-monetary sanctions, including the striking of the answer and dismissal of the complaint.

Plaintiff is to lodge a scheduling order within seven (7) days.

Party Information

Debtor(s):

Charles S Zahedi

Represented By
Catherine Christiansen
Fritz J Firman

**United States Bankruptcy Court
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5C

11:00 AM

CONT... Charles S Zahedi

Chapter 7

Defendant(s):

Charles S Zahedi

Represented By
Fritz J Firman

Plaintiff(s):

Patricia Murray

Represented By
Thomas J Eastmond
Robert P Goe
Charity J Manee

Trustee(s):

Richard A Marshack (TR)

Pro Se

**United States Bankruptcy Court
Central District of California
Santa Ana
Judge Scott Clarkson, Presiding
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Wednesday, January 19, 2022

Hearing Room

5C

11:00 AM

8:20-11056 Mershad Javan

Chapter 7

Adv#: 8:20-01055 Marshack v. Javan et al

#7.00

CONT'D STATUS CONFERENCE Hearing RE: Adversary Complaint To:

1. Avoid And Recover Fraudulent Transfers;
 2. Obtain Declaratory Relief As To Ownership Of Property;
 3. Turnover Of Property;
 4. Authorize Sale Of Real Property; And
 5. For Declaratory Relief
- (Complaint filed 4/18/2020)

[Adversary transferred from CB on 7/31/2020]

FR: 7-7-20; 9-30-20; 11-5-20; 1-20-21; 2-4-21; 2-18-21; 8-18-21; 9-15-21;
12-1-21

Docket 1

Tentative Ruling:

Tentative for 1/19/22:

On November 11, 2021, the Court granted Debtor's Motion to Dismiss [Dk. 420 in Main Case] subject to various contingencies further explained on the record, Accordingly, this status conference is CONTINUED to March 8, 2022, at 1:30 p.m., as a holding date. In the event that the case is not otherwise dismissed and this matter vacated, a status report is due not later than 14 days in advance of the continued status conference.

Appearances for the 1/19 hearing are excused.

Tentative for 9/15/21:

The Court is inclined to set the following dates/deadlines:

1. Discovery cutoff: February 15, 2022. Note: this is the date by which all discovery motions must be heard and resolved.

**United States Bankruptcy Court
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11:00 AM

CONT... Mershad Javan

Chapter 7

2. Motion cutoff: March 15, 2022. Note: this is the date by which all non-discovery motions must be heard and resolved.

3. Pretrial conference: April 27, 2022, at 11:00 a.m.

The parties are specifically advised to cooperate and follow all local and federal rules. The failure to do so may result in the imposition of monetary and non-monetary sanctions, including the striking of the answer and dismissal of the complaint.

Plaintiff is to lodge a scheduling order within seven (7) days.

Virtual appearances are required.

Party Information

Debtor(s):

Mershad Javan

Represented By
Leslie A Cohen

Defendant(s):

Mershad Javan

Represented By
Leslie A Cohen

Maija Olivia Javan

Represented By
Todd L Turoci

Mershad Javan and Maija Olivia

Pro Se

Maija Olivia Javan, Trustee of the

Pro Se

Plaintiff(s):

Richard Marshack

Represented By
David B Lally

Trustee(s):

Richard A Marshack (TR)

Represented By
D Edward Hays

**United States Bankruptcy Court
Central District of California
Santa Ana
Judge Scott Clarkson, Presiding
Courtroom 5C Calendar**

Wednesday, January 19, 2022

Hearing Room

5C

11:00 AM

CONT...

Mershad Javan

Laila Masud

Chapter 7

**United States Bankruptcy Court
Central District of California
Santa Ana
Judge Scott Clarkson, Presiding
Courtroom 5C Calendar**

Wednesday, January 19, 2022

Hearing Room

5C

11:00 AM

8:20-11643 James A. Trent

Chapter 7

Adv#: 8:20-01176 Ancora et al v. Trent

#8.00

Hearing RE: Plaintiff's Motion For Summary Judgment And, Alternatively,
Partial Summary Adjudication
(Motion filed 12/8/2021)

Docket 27

***** VACATED *** REASON: CONTINUED TO APRIL 26, 2022 AT 1:30
P.M. PER ORDER CONTINUING MOTION FOR SUMMARY
JUDGMENT, SETTING BRIEFING SCHEDULE, AND EXTENDING
DEADLINES ENTERED 1-13-2022 - (DOCKET NO. [39])**

Tentative Ruling:

- NONE LISTED -

Party Information

Debtor(s):

James A. Trent

Represented By
Christine A Kingston

Defendant(s):

James A. Trent

Represented By
Christine A Kingston

Movant(s):

Kim Ancora

Represented By
Sheila M Pistone

Fred Ancora

Represented By
Sheila M Pistone

Plaintiff(s):

Kim Ancora

Represented By
Sheila M Pistone

Fred Ancora

Represented By

**United States Bankruptcy Court
Central District of California
Santa Ana
Judge Scott Clarkson, Presiding
Courtroom 5C Calendar**

Wednesday, January 19, 2022

Hearing Room

5C

11:00 AM

CONT...

James A. Trent

Sheila M Pistone

Chapter 7

Trustee(s):

Weneta M.A. Kosmala (TR)

Represented By

Reem J Bello

Ryan W Beall

Jeffrey I Golden

**United States Bankruptcy Court
Central District of California
Santa Ana
Judge Scott Clarkson, Presiding
Courtroom 5C Calendar**

Wednesday, January 19, 2022

Hearing Room

5C

11:00 AM

8:21-10209 Lash Girl Studios, Inc.

Chapter 7

#9.00

CONT'D Hearing RE: Motion For Order Authorizing Abandonment Of Funds On Deposit Collected By The Trustee
(Motion filed 11/1/2021)

FR: 12-1-21

Docket 14

***** VACATED *** REASON: OFF CALENDAR PER AMENDED
NOTICE OF WITHDRAWAL OF MOTION FOR ORDER AUTHORIZING
ABANDONMENT OF FUNDS ON DEPOSIT COLLECTED BY THE
TRUSTEE (DOCKET NO. [14]) - SEE DOCKET NO. [22])**

Tentative Ruling:

- NONE LISTED -

Party Information

Debtor(s):

Lash Girl Studios, Inc.

Represented By
Gary Polston

Movant(s):

Karen S Naylor (TR)

Pro Se

Trustee(s):

Karen S Naylor (TR)

Pro Se

**United States Bankruptcy Court
Central District of California
Santa Ana
Judge Scott Clarkson, Presiding
Courtroom 5C Calendar**

Wednesday, January 19, 2022

Hearing Room

5C

11:00 AM

8:18-10548 Lenore LuAnn Albert-Sheridan

Chapter 7

Adv#: 8:18-01065 Albert-Sheridan v. Farfan et al

#9.10

Hearing RE: Plaintiff Lenore Albert's Motion To Compel Further Response And Compliance By The California State Bar To Request For Production Of Documents, Set No Two And Discovery Sanctions (Motion filed 12/28/2021)

Docket 234

***** VACATED *** REASON: OFF CALENDAR PER ORDER ON STIPULATION TO DISCOVERY DISPUTE AND PLAINTIFF'S MOTION TO COMPEL RE PRODUCTION OF DOCUMENTS (SET TWO) (DOCKET [234]) ENTERED 1-13-2022 - (DOCKET NO. [250])**

Tentative Ruling:

- NONE LISTED -

Party Information

Debtor(s):

Lenore LuAnn Albert-Sheridan

Pro Se

Defendant(s):

Maricruz Farfan

Represented By
Marc A Shapp
Suzanne C Grandt

Brandon Tady

Represented By
Marc A Shapp
Suzanne C Grandt

Alex Hackert

Represented By
Marc A Shapp
Suzanne C Grandt

Paul Bernardino

Represented By
Marc A Shapp
Suzanne C Grandt

**United States Bankruptcy Court
Central District of California
Santa Ana
Judge Scott Clarkson, Presiding
Courtroom 5C Calendar**

Wednesday, January 19, 2022

Hearing Room

5C

11:00 AM

CONT... Lenore LuAnn Albert-Sheridan

Chapter 7

Yvette Roland Hon.

Represented By
Marc A Shapp
Suzanne C Grandt

State Bar Of California

Represented By
Marc A Shapp
Suzanne C Grandt

Timothy Byer, Esq

Represented By
Marc A Shapp
Suzanne C Grandt

Nira Woods

Pro Se

Devin Lucas, Esq

Represented By
David B Lally

Movant(s):

Lenore LuAnn Albert-Sheridan

Represented By
Lenore L Albert
Lenore L Albert

Plaintiff(s):

Lenore LuAnn Albert-Sheridan

Represented By
Lenore L Albert

Trustee(s):

Jeffrey I Golden (TR)

Represented By
Jonathan A. Michaels
Eric P Israel
Aaron E DE Leest
Sonia Singh

**United States Bankruptcy Court
Central District of California
Santa Ana
Judge Scott Clarkson, Presiding
Courtroom 5C Calendar**

Wednesday, January 19, 2022

Hearing Room

5C

1:30 PM

8:17-11743 Cecilio Romero Murrietta and Irma Bonilla Murrietta

Chapter 11

#10.00

POST-EFFECTIVE STATUS CONFERENCE Hearing RE: (1) Case Management Conference And (2) Requiring Status Report (Petition filed 5/1/17)
(PE S/C set at hrg. held 8/18/2021)

FR: 6-15-17; 6-29-17; 9-14-17; 10-5-17; 12-7-17; 12-14-17; 2-22-18; 5-31-18; 8-23-18; 1-31-19; 4-18-19; 8-15-19; 10-24-19; 1-23-20; 3-12-20; 6-11-20; 7-16-20; 10-1-20; 11-5-20; 12-17-20; 1-21-21; 3-25-21; 5-6-21; 6-30-21; 8-18-21

Docket 6

Tentative Ruling:

Tentative for 1/19/22:

This matter is CONTINUED to July 27, 2022, at 1:30 p.m. A status report is due 14 days in advance.

Appearances for the 1/19 hearing are excused.

Party Information

Debtor(s):

Cecilio Romero Murrietta

Represented By
Andrew S Bisom

Joint Debtor(s):

Irma Bonilla Murrietta

Represented By
Andrew S Bisom

Trustee(s):

David M Goodrich (TR)

Represented By
Jeffrey I Golden
Beth Gaschen
Ryan W Beall

**United States Bankruptcy Court
Central District of California
Santa Ana
Judge Scott Clarkson, Presiding
Courtroom 5C Calendar**

Wednesday, January 19, 2022

Hearing Room

5C

1:30 PM

8:17-11996 WJA Asset Management LLC

Chapter 11

#11.00

Hearing RE: Disclosure Statement Describing Chapter 11 Plan of Liquidation of TD REO Fund, LLC

[Affects TD REO Fund, LLC ONLY]
(D.S. filed 12/8/2021)

Docket 1717

Tentative Ruling:

Tentative for 1/19/22 is to APPROVE the Disclosure Statement, and set the following dates/deadlines:

1. Deadline to file and serve Plan and D.S. – January 31, 2022
2. Ballots Due – February 28, 2022
3. Confirmation Brief Due – March 16, 2022
4. Oppositions to Confirmation Brief due – March 23, 2022
5. Replies due – March 30, 2022
6. Confirmation Hearing – April 6, 2022, at 1:30 p.m. A status report shall be due 14 days in advance.

Virtual appearances are required. The courtroom will be locked; parties will not be permitted to appear in the courtroom. The hearing will take place using Zoom for Government, a free service that provides audioconference and videoconference capabilities.

Participants may connect to the videoconference through an Internet browser by entering the Videoconference URL shown below, as well as the meeting ID and password, when prompted.

**United States Bankruptcy Court
Central District of California
Santa Ana
Judge Scott Clarkson, Presiding
Courtroom 5C Calendar**

Wednesday, January 19, 2022

Hearing Room

5C

1:30 PM

CONT... WJA Asset Management LLC

Chapter 11

Videoconference URL: <https://cacb.zoomgov.com/j/1609440076>

Meeting ID: 160 944 0076

Password: 583873

If a participant is unable to send and receive audio through his/her computer, or join the videoconference through an Internet browser for any reason, the audio of the hearing may be accessed by telephone using the following audio conference information:

Audioconference Tel. No.: +1 (669) 254 5252 or +1 (646) 828 7666

Meeting ID: 160 944 0076

Password: 583873

For further details, please consult the instructions on the Court's website <https://www.cacb.uscourts.gov/judges/honorable-scott-c-clarkson>.

Please note that default matters may be called prior to the videoconference, so there may be a slight delay to the official start time of the videoconference hearing.

As noted in the Court's Zoom Video Hearing Guide, located at <https://www.cacb.uscourts.gov/node/7890>, all persons are strictly prohibited from making any recording of court proceedings, whether by video, audio, "screenshot," or otherwise. Violation of this prohibition may result in the imposition of monetary and non-monetary sanctions.

Party Information

Debtor(s):

WJA Asset Management LLC

Represented By

Lei Lei Wang Ekvall - DECEASED -

**United States Bankruptcy Court
Central District of California
Santa Ana
Judge Scott Clarkson, Presiding
Courtroom 5C Calendar**

Wednesday, January 19, 2022

Hearing Room

5C

1:30 PM

CONT...

WJA Asset Management LLC

Chapter 11

Robert S Marticello
Michael Simon
Philip E Strok
Kyra E Andrassy
Roger F Friedman
Susan K Sefflin
Steven T Gubner
Corey R Weber
Michael W Davis
Kathy Bazoian Phelps
Timothy W Evanston

**United States Bankruptcy Court
Central District of California
Santa Ana
Judge Scott Clarkson, Presiding
Courtroom 5C Calendar**

Wednesday, January 19, 2022

Hearing Room

5C

1:30 PM

8:17-11996 WJA Asset Management LLC

Chapter 11

Adv#: 8:19-01010 Luxury Asset Purchasing International, LLC v. Luxury Asset Lending, LLC

#12.00

CONT'D PRE-TRIAL CONFERENCE Hearing RE: Complaint:

- (1) To Disallow Proof Of Claim;
 - (2) To Avoid Incurrence Of Debt;
 - (3) For Contractual Indemnity; And
 - (4) Breach Of Contract
- (Complaint filed 1/9/19)
(PTC set at S/C held 4/4/19)

FR: 4-4-19; 9-19-19; 12-19-19; 3-5-20; 5-28-20; 7-2-20; 8-20-20; 10-22-20;
2-18-21; 6-3-21; 9-15-21

Docket 1

***** VACATED *** REASON: CONTINUED TO APRIL 6, 2022 AT 1:30
P.M. PER ORDER APPROVING STIPULATION REGARDING FURTHER
CONTINUANCE OF DISCOVERY CUTOFF DATE AND PRE-TRIAL
CONFERENCE PENDING SUBMISSION OF SETTLEMENT MOTION
ENTERED 1-12-2022 - (DOCKET NO. [75])**

Tentative Ruling:

- NONE LISTED -

Party Information

Debtor(s):

WJA Asset Management LLC

Represented By

Lei Lei Wang Ekvall - DECEASED -
Robert S Marticello
Michael Simon
Philip E Strok
Kyra E Andrassy
Roger F Friedman
Susan K Sefflin
Steven T Gubner
Corey R Weber

**United States Bankruptcy Court
Central District of California
Santa Ana
Judge Scott Clarkson, Presiding
Courtroom 5C Calendar**

Wednesday, January 19, 2022

Hearing Room

5C

1:30 PM

CONT... WJA Asset Management LLC

Chapter 11

Michael W Davis
Kathy Bazoian Phelps
Timothy W Evanston

Defendant(s):

Luxury Asset Lending, LLC

Represented By
Richard Bunt

David Moore

Pro Se

Jackman Industries, Inc.

Represented By
Thomas M Monson

Plaintiff(s):

Luxury Asset Purchasing

Represented By
Kyra E Andrassy

**United States Bankruptcy Court
Central District of California
Santa Ana
Judge Scott Clarkson, Presiding
Courtroom 5C Calendar**

Wednesday, January 19, 2022

Hearing Room

5C

1:30 PM

8:18-10969 Luminance Recovery Center, LLC

Chapter 7

Adv#: 8:20-01104 Marshack v. Scottsdale Insurance Company

#13.00

CONT'D PRE-TRIAL CONFERENCE Hearing RE: First Amended Complaint
For:

1. Breach Of Contract;
2. Reformation For Unilateral Mistake;
3. Reformation For Fraud;
4. Unconscionability; and
5. Breach Of Duty Of Good Faith And Fair Dealing

(Complaint filed 6/16/2020)

(First Amended Complaint filed 7/21/2021)

(PTC set at S/C held 9/30/2020)

[8:20-ap-01104-SC (Lead) consolidated with 8:20-ap-01123-SC (Member)]

FR: 9-2-20; 9-30-20; 5-19-21; advanced from 11-17-21; 11-4-21

Docket 74

***** VACATED *** REASON: OFF CALENDAR - JUDGMENT
ENTERED 12-17-2021 - DOCKET NO. [127])**

Tentative Ruling:

- NONE LISTED -

Party Information

Debtor(s):

Luminance Recovery Center, LLC

Represented By
Jeffrey I Golden
Beth Gaschen

Defendant(s):

Scottsdale Insurance Company

Represented By
Valerie D Rojas
Christopher B. Burch
Sabrina C Haurin

**United States Bankruptcy Court
Central District of California
Santa Ana
Judge Scott Clarkson, Presiding
Courtroom 5C Calendar**

Wednesday, January 19, 2022

Hearing Room

5C

1:30 PM

CONT... Luminance Recovery Center, LLC

Chapter 7

Plaintiff(s):

Richard A Marshack

Represented By
Christopher O Rivas
Benjamin R Fliegel
Katherine J Ellena

Trustee(s):

Richard A Marshack (TR)

Represented By
D Edward Hays
David Wood
Kyra E Andrassy
Jeffrey I Golden
Beth Gaschen
Matthew Grimshaw
M Douglas Flahaut
Annie Y Stoops
Judith E Marshack
Sharon Oh-Kubisch
Faye C Rasch
Robert S Marticello
Laila Masud

**United States Bankruptcy Court
Central District of California
Santa Ana
Judge Scott Clarkson, Presiding
Courtroom 5C Calendar**

Wednesday, January 19, 2022

Hearing Room

5C

1:30 PM

8:18-14052 Kendall Frozen Fruits, Inc.

Chapter 11

Adv#: 8:21-01071 KFF Holdings, Inc. v. Citibank, N.A.

#14.00

CONT'D STATUS CONFERENCE Hearing RE: Complaint For:

1. Avoidance, Recovery, And Preservation Of Fraudulent Transfers
[11 U.S.C. Sections 548(a)(1)(A), 550, And 551];
2. Avoidance, Recovery, And Preservation Of Fraudulent Transfers
[11 U.S.C. Sections 548(a)(1)(B), 551, And 550]
(Complaint filed 8/4/2021)

FR: 11-17-21; 12-15-21

Docket 1

***** VACATED *** REASON: CONTINUED TO MARCH 2, 2022 AT 1:30
P.M. PER ORDER APPROVING STIPULATION TO COMPLAINT AND
CONTINUE STATUS CONFERENCE ENTERED 1-7-2022 - (DOCKET
NO. [21])**

Tentative Ruling:

- NONE LISTED -

Party Information

Debtor(s):

Kendall Frozen Fruits, Inc.

Represented By
Steven Werth
David S Kupetz

Defendant(s):

Citibank, N.A.

Pro Se

Plaintiff(s):

KFF Holdings, Inc.

Represented By
Matthew Grimshaw
Judith E Marshack
David Wood

**United States Bankruptcy Court
Central District of California
Santa Ana
Judge Scott Clarkson, Presiding
Courtroom 5C Calendar**

Wednesday, January 19, 2022

Hearing Room

5C

1:30 PM

CONT... Kendall Frozen Fruits, Inc.

Chapter 11

Trustee(s):

Howard B Grobstein (TR)

Represented By

David Wood

Matthew Grimshaw

Tinho Mang

Annie Y Stoops

M Douglas Flahaut

Aram Ordubegian

**United States Bankruptcy Court
Central District of California
Santa Ana
Judge Scott Clarkson, Presiding
Courtroom 5C Calendar**

Wednesday, January 19, 2022

Hearing Room

5C

1:30 PM

8:18-14052 Kendall Frozen Fruits, Inc.

Chapter 11

Adv#: 8:21-01069 KFF Holdings, Inc. v. U.S. Bank, N.A.

#15.00

CONT'D STATUS CONFERENCE Hearing RE: Complaint For:

1. Avoidance, Recovery, And Preservation Of Actual Fraudulent Transfers
[11 U.S.C. Sections 548, 550, And 551];
2. Avoidance, Recovery, And Preservation Of Actual Fraudulent Transfer
[11 U.S.C. Sections 544, 550, And 551]; Cal. Civ. Code Section 3439.04 Et
Seq]
3. Avoidance, Recovery, And Preservation Of Constructive Fraudulent
Transfers
[11 U.S.C. Sections 548(a)(1)(B), 550, And 551];
4. Avoidance, Recovery, And Preservation Of Constructive Fraudulent
Transfers
[11 U.S.C. Sections 544, 550, And 551]; Cal. Civ. Code Sections 3439.05 Et
Seq.]

(Complaint filed 8/4/2021)

FR: 11-17-21; 12-15-21

Docket 1

***** VACATED *** REASON: CONTINUED TO FEBRUARY 16, 2022 AT
1:30 P.M. PER ORDER APPROVING STIPULATION TO EXTEND
DEADLINE TO ANSWER COMPLAINT AND CONTINUE STATUS
CONFERENCE ENTERED 12-22-2021 - (DOCKET NO. [20])**

Tentative Ruling:

- NONE LISTED -

Party Information

Debtor(s):

Kendall Frozen Fruits, Inc.

Represented By
Steven Werth
David S Kupetz

**United States Bankruptcy Court
Central District of California
Santa Ana
Judge Scott Clarkson, Presiding
Courtroom 5C Calendar**

Wednesday, January 19, 2022

Hearing Room

5C

1:30 PM

CONT... Kendall Frozen Fruits, Inc.

Chapter 11

Defendant(s):

U.S. Bank, N.A.

Pro Se

Plaintiff(s):

KFF Holdings, Inc.

Represented By
Judith E Marshack
David Wood

Trustee(s):

Howard B Grobstein (TR)

Represented By
David Wood
Matthew Grimshaw
Tinho Mang
Annie Y Stoops
M Douglas Flahaut
Aram Ordubegian

**United States Bankruptcy Court
Central District of California
Santa Ana
Judge Scott Clarkson, Presiding
Courtroom 5C Calendar**

Wednesday, January 19, 2022

Hearing Room

5C

1:30 PM

8:18-14052 Kendall Frozen Fruits, Inc.

Chapter 11

Adv#: 8:21-01066 KFF Holdings, Inc. v. California Bank and Trust

#16.00

CONT'D STATUS CONFERENCE Hearing RE: Complaint For: Avoidance,
Recovery, And Preservation Of Fraudulent Transfers
(Complaint filed 8/4/2021)

FR: 11-3-21

Docket 1

***** VACATED *** REASON: CONTINUED TO FEBRUARY 9, 2022 AT
1:30 P.M. PER ORDER APPROVING STIPULATION TO CONTINUE
STATUS CONFERENCE ENTERED 1-3-2022 - (DOCKET NO. [18])**

Tentative Ruling:

- NONE LISTED -

Party Information

Debtor(s):

Kendall Frozen Fruits, Inc.

Represented By
Steven Werth
David S Kupetz

Defendant(s):

California Bank and Trust

Represented By
Meghan C Murphey

Plaintiff(s):

KFF Holdings, Inc.

Represented By
Matthew Grimshaw
Judith E Marshack
David Wood

Trustee(s):

Howard B Grobstein (TR)

Represented By

**United States Bankruptcy Court
Central District of California
Santa Ana
Judge Scott Clarkson, Presiding
Courtroom 5C Calendar**

Wednesday, January 19, 2022

Hearing Room

5C

1:30 PM

CONT...

Kendall Frozen Fruits, Inc.

Chapter 11

David Wood
Matthew Grimshaw
Tinho Mang
Annie Y Stoops
M Douglas Flahaut
Aram Ordubegian

**United States Bankruptcy Court
Central District of California
Santa Ana
Judge Scott Clarkson, Presiding
Courtroom 5C Calendar**

Wednesday, January 19, 2022

Hearing Room

5C

1:30 PM

8:19-13560 Eagan Avenatti, LLP

Chapter 7

Adv#: 8:20-01049 Marshack v. Aledmi, LLC et al

#17.00

CONT'D PRE-TRIAL CONFERENCE Hearing RE: Second Amended Complaint
For Avoidance And Recovery Of Voidable Transfers
(Complaint filed 4/14/2020)
(First Amended Complaint filed 4/15/2020)
[Adversary case transferred from CB on 7/31/2020]
(S/C advanced from 9/29/2020 per Order Entered 8/7/2020)
(Second Amended Complaint filed 7/21/2020)
(PTC set at S/C held 9/23/2020)

FR: 6-30-20; 9-23-20; 4-28-21; 9-29-21; 12-1-21

Docket 19

***** VACATED *** REASON: OFF CALENDAR PER ORDER
GRANTING DEFENDANT'S MOTION FOR SUMMARY JUDGMENT
ENTERED 12-22-2021 (DOCKET NO. [131])**

Tentative Ruling:

- NONE LISTED -

Party Information

Debtor(s):

Eagan Avenatti, LLP

Represented By
Jack A. Reitman

Defendant(s):

Aledmi, LLC

Represented By
Michael Simon
Lei Lei Wang Ekvall - DECEASED -
Robert S Marticello

Alan Chaffee

Represented By
Michael Simon
Lei Lei Wang Ekvall - DECEASED -
Robert S Marticello

**United States Bankruptcy Court
Central District of California
Santa Ana
Judge Scott Clarkson, Presiding
Courtroom 5C Calendar**

Wednesday, January 19, 2022

Hearing Room

5C

1:30 PM

CONT... Eagan Avenatti, LLP

Chapter 7

Edwin Spaunhurst

Represented By

Michael Simon

Lei Lei Wang Ekvall - DECEASED -

Robert S Marticello

Michael White

Represented By

Michael Simon

Lei Lei Wang Ekvall - DECEASED -

Robert S Marticello

Plaintiff(s):

Richard A. Marshack

Represented By

Jack A. Reitman

John P. Reitman

Trustee(s):

Richard A Marshack (TR)

Represented By

Jack A. Reitman

D Edward Hays

David Wood

Judith E Marshack

John P. Reitman

Meghan C Murphey

Tinho Mang

**United States Bankruptcy Court
Central District of California
Santa Ana
Judge Scott Clarkson, Presiding
Courtroom 5C Calendar**

Wednesday, January 19, 2022

Hearing Room

5C

1:30 PM

8:20-11939 Vasken K Kiladjian

Chapter 7

Adv#: 8:20-01139 Kiladjian v. Kiladjian

#18.00

CONT'D Hearing RE: Motion To Dismiss Complaint Under Federal Rules Of Civil Procedure 12(b)(3) And (b)(6)
(Motion filed 11/27/2020)

FR: 1-7-21; 6-30-21; 9-1-21; 11-3-21

Docket 8

***** VACATED *** REASON: CONTINUED TO APRIL 26, 2022 AT 1:30 P.M. PER ORDER APPROVING STIPULATION TO CONTINUE STATUS CONFERENCE AND MOTION TO DISMISS HEARING ENTERED 1-5-2022 - (DOCKET NO. [38])**

Tentative Ruling:

- NONE LISTED -

Party Information

Debtor(s):

Vasken K Kiladjian

Represented By
Kelly H. Zinser

Defendant(s):

Vasken K Kiladjian

Represented By
Kelly H. Zinser

Movant(s):

Vasken K Kiladjian

Represented By
Kelly H. Zinser

Plaintiff(s):

Beth Kiladjian

Represented By
Robert P Goe
Charity J Manee

**United States Bankruptcy Court
Central District of California
Santa Ana
Judge Scott Clarkson, Presiding
Courtroom 5C Calendar**

Wednesday, January 19, 2022

Hearing Room

5C

1:30 PM

CONT... Vasken K Kiladjian

Chapter 7

Trustee(s):

Mark M Sharf (TR)

Represented By
Arturo Cisneros
Nathan F Smith

**United States Bankruptcy Court
Central District of California
Santa Ana
Judge Scott Clarkson, Presiding
Courtroom 5C Calendar**

Wednesday, January 19, 2022

Hearing Room

5C

1:30 PM

8:20-11939 Vasken K Kiladjian

Chapter 7

Adv#: 8:21-01074 Kiladjian v. Kiladjian

#19.00

CONT'D STATUS CONFERENCE RE: Complaint For The Denial Of Discharge Pursuant To 11 U.S.C. Sections 727(a)(2), 727(a)(3), 727(a)(4), and 727(a)(5) (Complaint filed 8/9/2021)

FR: 11-3-2021

Docket 1

***** VACATED *** REASON: CONTINUED TO APRIL 26, 2022 AT 1:30 P.M. PER ORDER APPROVING STIPULATION TO CONTINUE STATUS CONFERENCE ENTERED 1-12-2022 - (DOCKET NO. [12])**

Tentative Ruling:

- NONE LISTED -

Party Information

Debtor(s):

Vasken K Kiladjian

Represented By
Kelly H. Zinser

Defendant(s):

Vasken K Kiladjian

Pro Se

Plaintiff(s):

Beth Kiladjian

Represented By
Robert P Goe
Charity J Manee

Trustee(s):

Mark M Sharf (TR)

Represented By
Arturo Cisneros
Nathan F Smith

**United States Bankruptcy Court
Central District of California
Santa Ana
Judge Scott Clarkson, Presiding
Courtroom 5C Calendar**

Wednesday, January 19, 2022

Hearing Room

5C

1:30 PM

8:20-11939 Vasken K Kiladjian

Chapter 7

Adv#: 8:20-01139 Kiladjian v. Kiladjian

#20.00

CONT'D STATUS CONFERENCE Hearing RE: Complaint For Declaratory
Judgment And Nondischargeability Of Debt
(Complaint filed 9/28/2020)

FR: 12-17-20; 1-7-21; 6-30-21; 9-1-21; 11-3-21

Docket 1

***** VACATED *** REASON: CONTINUED TO APRIL 26, 2022 AT 1:30
P.M. PER ORDER APPROVING STIPULATION TO CONTINUE STATUS
CONFERENCE AND MOTION TO DISMISS HEARING ENTERED 1-5-
2022 - (DOCKET NO. [38])**

Tentative Ruling:

- NONE LISTED -

Party Information

Debtor(s):

Vasken K Kiladjian

Represented By
Kelly H. Zinser

Defendant(s):

Vasken K Kiladjian

Represented By
Kelly H. Zinser

Plaintiff(s):

Beth Kiladjian

Represented By
Robert P Goe
Charity J Manee

Trustee(s):

Mark M Sharf (TR)

Represented By
Arturo Cisneros
Nathan F Smith

**United States Bankruptcy Court
Central District of California
Santa Ana
Judge Scott Clarkson, Presiding
Courtroom 5C Calendar**

Wednesday, January 19, 2022

Hearing Room 5C

1:30 PM

8:21-11906 L'Inc D'Aline Corporation

Chapter 11

#21.00

CONT'D Hearing RE: Motion To Withdraw As Debtor L'Inc D'Aline Corporation's
Bankruptcy Counsel
(Motion filed 11/2/2021)

FR: 12-1-21

Docket 99

Tentative Ruling:

Tentative for 1/19/22 is to GRANT.

Additionally, the Court shall issue an order requiring the corporate Debtor to appear at a hearing on March 2, 2022, at 1:30 p.m., and show cause why the case should not be dismissed or converted for lack of counsel pursuant to LBR 9011-2(a) ("OSC"). Any responses to the OSC should be filed by not later than February 16, 2022.

Virtual appearances are required. The courtroom will be locked; parties will not be permitted to appear in the courtroom. The hearing will take place using Zoom for Government, a free service that provides audioconference and videoconference capabilities.

Participants may connect to the videoconference through an Internet browser by entering the Videoconference URL shown below, as well as the meeting ID and password, when prompted.

Videoconference URL: <https://cacb.zoomgov.com/j/1609440076>

Meeting ID: 160 944 0076

Password: 583873

**United States Bankruptcy Court
Central District of California
Santa Ana
Judge Scott Clarkson, Presiding
Courtroom 5C Calendar**

Wednesday, January 19, 2022

Hearing Room

5C

1:30 PM

CONT... L'Inc D'Aline Corporation

Chapter 11

If a participant is unable to send and receive audio through his/her computer, or join the videoconference through an Internet browser for any reason, the audio of the hearing may be accessed by telephone using the following audio conference information:

Audioconference Tel. No.: +1 (669) 254 5252 or +1 (646) 828 7666

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Tentative for 12/1/21 is to GRANT.

Additionally, the Court shall issue an order requiring the corporate Debtor to appear at a hearing on February 9, 2022, at 1:30 p.m., and show cause why the case should not be dismissed or converted for lack of counsel ("OSC"). Any responses to the OSC should be filed by not later than January 19, 2022.

Note: This matter appears to be uncontested. Accordingly, no court appearance by Movant is required. Should an opposing party file a late opposition or appear at the hearing, the Court will determine whether further hearing is required and Movant will be so notified.

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The courtroom will be locked; parties wishing to make an appearance must do so by Zoom for Government, a free service that provides audioconference capabilities, using the following information.

Audioconference Tel. No.: +1 (669) 254 5252 or +1 (646) 828 7666

Meeting ID: 160 935 7814

Password: 887696

Parties making telephonic appearances are reminded to have all relevant filings/information easily accessible during the hearing.

Movant to lodge an order within seven (7) days.

Party Information

Debtor(s):

L'Inc D'Aline Corporation

Represented By
Michael Jay Berger

Movant(s):

L'Inc D'Aline Corporation

Represented By
Michael Jay Berger

**United States Bankruptcy Court
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8:21-11906 L'Inc D'Aline Corporation

Chapter 11

#21.10

CONT'D Hearing RE: Motion for relief from stay [Real Property]

Ennerdale Corporation Defined Benefit Plan & Trust For The Benefit Of Alan Reay, And Ennerdale Corporation 401K, For The Benefit Of Alan Reay vs. DEBTOR
(Motion filed 12/22/21)

[RE: 7470 W. Cerritos Avenue, Stanton, CA 90680]

FR: 1-12-22

Docket 131

Tentative Ruling:

Tentative for 1/19/22 is to CONTINUE this matter to March 2, 2022, at 1:30 p.m., to be heard concurrently with the order to appear and show cause why the case should not be dismissed or converted for lack of counsel. A status report shall be due 14 days in advance.

Virtual appearances are required. The courtroom will be locked; parties will not be permitted to appear in the courtroom. The hearing will take place using Zoom for Government, a free service that provides audioconference and videoconference capabilities.

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Tentative for 1/12/22 is to CONTINUE the motion to January 19, 2022, at 1:30 p.m., to be heard concurrently with the pending motion to withdraw as counsel.

Appearances for the 1/12 hearing are excused.

Party Information

Debtor(s):

L'Inc D'Aline Corporation

Represented By
Michael Jay Berger

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CONT... L'Inc D'Aline Corporation

Chapter 11

Movant(s):

Ennerdale Corporation Defined

Represented By
Robert P Goe

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8:20-11339 Rockport Development, Inc.

Chapter 11

#22.00

Hearing RE: Objection To Proof Of Claim:

Claim No. 55	Everwin Investment, Inc.	\$900,000.00
(Motion filed 12/16/2021)		

Docket 781

Tentative Ruling:

Tentative for 1/19/22 is to SUSTAIN for the reasons more fully explained below.

Debtor, Rockport Development, Inc. ("Rockport"), objects to Claim No. 55, filed by Everwin Investment, Inc. ("Everwin") on August 25, 202 against Rockport only; Claim No. 55 does not pertain to affiliated Debtor, Tiara Townhomes, LLC ("Tiara").

The Court previously set a claims bar date of October 15, 2020 in both the Rockport and Tiara cases, which cases are jointly administered but not substantively consolidated.

On July 15, 2021, Everwin filed a motion for leave to file a late claim against Tiara [Dk. 588], seeking leave to amend an informally filed proof of claim that pertaining to its adversary proceeding with Tiara, Adv. 20-01128. After notice and a hearing, the Court granted Everwin's motion, allowing Everwin to file a claim against Tiara, because Tiara was party to the adversary proceeding with Everwin and had notice of Everwin's informal proof of claim related to the underlying debt.

Everwin does not refute that its Claim No. 55 was filed against Rockport, not Tiara. Further, Everwin does not refute that Claim No. 55 was filed against Rockport nearly a year after the claims bar date, despite the fact that its prior motion did not seek leave to file a late claim against Rockport. Instead, Everwin, in its opposition, misstates that the Rockport and Tiara cases have been "consolidated" (they have not) and asserts that Rockport is not

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CONT... Rockport Development, Inc.

Chapter 11

prejudiced by defending the late filed claim in the same way that Tiara was not prejudiced. This Court does not agree with Everwin's assertion.

That Claim No. 55 is late filed is itself grounds for disallowance of the claim. However, additional grounds exist for disallowance of Claim No. 55.

On October 15, 2020 (on the claims bar date), Everwin filed a different claim, Claim No. 47, against Rockport. By Everwin's own admission, Claim No. 47 is based upon Everwin's investments pursuant to various operating agreements of Rochester and Sherbourne and personal guarantees related thereupon. Opposition, Dk. 786, Pg. 6:11-16.

Rockport asserts that Claim No. 55 is duplicative of Claim No. 47, as both relate to Everwin's investments related to the Sherbourne entity, and that Claim No. 55 should be disallowed. This Court agrees.

Everwin asserts that the claims are not duplicative because Claim No. 55 is based on payments secured by the Tiara Deed of Trust; however, the Court notes that Everwin had previously represented to this Court that the Tiara Deed of Trust was made to "secure payment of, and collateralize, the \$900,000 obligation owed to Defendant from the Sherbourne Operating Agreement, as well as the Sherbourne Personal Guarantee." Adversary Proceeding 20-01128, Dk. 25, Pg. 6:8-9.

Accordingly, it seems clear that Claim No. 55 should be disallowed on the basis that it is late-filed and is duplicative of Claim No. 47. Therefore, the Court is inclined to SUSTAIN Rockport's objection.

Virtual appearances are required. The courtroom will be locked; parties will not be permitted to appear in the courtroom. The hearing will take place using Zoom for Government, a free service that provides audioconference and videoconference capabilities.

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CONT... Rockport Development, Inc.

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Party Information

Debtor(s):

Rockport Development, Inc.

Represented By
Matthew Grimshaw
David Wood
Laila Masud

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8:21-12090 Tukhi Business Group, LLC

Chapter 11

#23.00

Hearing RE: Motion For Order Imposing Sanctions Upon Zainab R. Tukhi For Violation Of The Automatic Stay Pursuant To 11 U.S.C. Section 105 (Motion filed 12/29/2021)

Docket 53

Tentative Ruling:

Tentative for 1/19/22:

This matter is CONTINUED to February 9, 2022, at 1:30 p.m., to allow Movant to file a supplemental declaration by not later than January 26, 2022, which contains billing records and evidence of the "reasonableness" of the requested sanction amount.

Appearance for the 1/19 hearing are excused.

Party Information

Debtor(s):

Tukhi Business Group, LLC

Represented By
Onyinye N Anyama

Movant(s):

Joseph Cerni

Represented By
Caroline Djang